

## **PUBLIC NOTICE**

**U.S. Environmental Protection Agency (EPA),  
Region III, Mail Code 3WP13  
Office of Watersheds  
1650 Arch Street  
Philadelphia, Pa 19107**

**United States Air Force  
Dover Air Force Base  
436 MSG/CES  
600 Chevron Avenue  
Dover AFB, DE 19902-5600**

**PUBLIC NOTICE NUMBER: PE02**

**PUBLIC NOTICE ISSUE DATE: 7/28/04**

EPA Region III proposes to issue one new National Pollutant Discharge Elimination (NPDES) permit for the Dover Air Force Base, NPDES permit number DE0051187. The State of Delaware proposes to provide Clean Water Act (CWA) 401 certification for the discharge of storm water into the waters of the state of Delaware.

The facility addressed in this action is as follows:

**NAME AND ADDRESS OF APPLICANT:**

United States Air Force  
Dover Air Force Base  
436 MSG/CES  
600 Chevron Avenue  
Dover AFB, DE 19902-5600

**NAME AND ADDRESS OF FACILITY WHERE  
DISCHARGES OCCUR:**

Dover Air Force Base  
Intersection of Route 113 and Route 10  
Dover DE 19902

**NPDES PERMIT NUMBER:**

DE0051187

**LOCATIONS OF DISCHARGES AND  
RECEIVING WATERS:**

1. Pipe Elm Branch
2. Saint Jones River

**PROCEDURES FOR FORMULATION OF  
FINAL DETERMINATION:**

On the basis of preliminary review and application of lawful standards and regulations, the EPA, Region III, proposes to issue an NPDES permit

to the Dover Air Force Base. The State of Delaware proposes to provide 401 certification for this permit. The facility discharges will be subject to certain effluent limitations and special conditions in accordance with the Clean Water Act and Delaware laws. This proposed determination is tentative.

## **PUBLIC COMMENT**

Persons wishing to comment on the tentative determination contained in the proposed permit are invited to do so in writing until August 27, 2004. Comments must be received within this public comment period to be considered in the formulation of a final determination regarding the revised draft permit. All comments should be written and include the name, address and telephone number of the commentor and a concise statement of the exact basis of any comment and the relevant facts upon which such comments are based. All written comments should be submitted to EPA Region III at the above address to the attention of: Paula Estornell.

## **PUBLIC HEARING**

During the public comment period any interested person has the right to request a public hearing in accordance with 40 C.F.R. 124.11. A request for a public hearing shall be in writing and shall state the nature of the issue proposed to be raised at the hearing.

## **DRAFT ADMINISTRATIVE RECORDS**

A copy of the proposed draft permit along with the accompanying fact sheet, related documents and other information are on file and may be inspected and arrangements made for copying at the Region III office of the EPA, Office of Watersheds, 1650 Arch Street, Philadelphia, PA 19103, at any time between 9:00 a.m. and 4:00 p.m., Monday through Friday, except during Federal holidays. The fact sheet and further information may be obtained by writing to EPA Region III at the above address or by calling Paula Estornell at (215) 814-5632. In addition, a copy of the proposed permit and other related documents are on file and may be inspected at the Dover Public Library reference desk located at 45 South State Street, Dover, DE 19901 during normal business hours.

Copies of the draft permits and fact sheets are available on the EPA Region III website at

<http://www.epa.gov/reg3wapd/npdes/>.

## **WATER QUALITY CERTIFICATION**

Comments concerning the Delaware water quality certifications should be submitted to:

Peder Hansen, P.E., P.G.,  
Section Manager  
Surface Water Discharge Section  
Delaware Department of Natural Resources  
and Environmental Control  
89 Kings Highway  
Dover, DE 19901

permits and as a means for persons with an interest in an application to contact others with similar interests.

Following the public comment period, the EPA Regional Administrator will make a determination regarding the proposed permit. This determination regarding approval or denial will take effect as the final agency action on the permit unless a petition for review of the permit is filed pursuant to 40 C.F.R. 124.19.

Any person who filed comments on the draft permit or participated in a public hearing (if a public hearing is requested and held) may petition the Environmental Appeals Board to review any condition of the permit decisions. Any person who failed to file comments or failed to participate in the public hearing on this draft permit may petition for administrative review only to the extent of the changes from the draft to the final permit decisions. The 30-day period within which a person may request a review under this section begins with the service of Notice of the Regional Administrator's action unless a later date is specified in the notice. The petition shall include a statement of the reasons supporting that review, including a demonstration that any issues being raised were raised during the public comment period (including any public hearing) to the extent required by these regulations and when appropriate, a showing that the condition in question is based on: (1) a finding of fact or conclusion of law which is clearly erroneous, or (2) an exercise of discretion or an important policy consideration which the Environmental Appeals Board should review .

## **REGISTER OF INTERESTED PERSONS:**

Any person who is interested in having his/her name included on a mailing list to receive notification of public comment for the draft NPDES permit may leave his name, address and telephone number with Paula Estornell, at 215-814-5632. This list of names will be maintained to notify persons of the commencement of public comment for future NPDES